

**UNPUBLISHED**

UNITED STATES COURT OF APPEALS  
FOR THE FOURTH CIRCUIT

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**No. 02-7928**

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LAWRENCE MERLE BRUNO,

Petitioner - Appellant,

versus

COLIE L. RUSHTON; CHARLES M. CONDON, Attorney  
General of South Carolina,

Respondents - Appellees.

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Appeal from the United States District Court for the District of  
South Carolina, at Columbia. Henry M. Herlong, Jr., District Judge.  
(CA-02-772)

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Submitted: March 14, 2003

Decided: March 27, 2003

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Before NIEMEYER, KING, and SHEDD, Circuit Judges.

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Dismissed by unpublished per curiam opinion.

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Lawrence Merle Bruno, Appellant Pro Se. Donald John Zelenka, Chief  
Deputy Attorney General, Columbia, South Carolina, for Appellees.

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Unpublished opinions are not binding precedent in this circuit.  
See Local Rule 36(c).

PER CURIAM:

Lawrence Merle Bruno seeks to appeal the district court's order following the recommendation of the magistrate judge and denying relief on his petition filed under 28 U.S.C. § 2254 (2000). We have independently reviewed the record and conclude that Bruno has not made a substantial showing of the denial of a constitutional right. See Miller-El v. Cockrell, \_\_\_ U.S. \_\_\_, 2003 WL 431659, at \*10 (U.S. Feb. 25, 2003) (No. 01-7662). Accordingly, we deny a certificate of appealability and dismiss the appeal. See 28 U.S.C. § 2253(c) (2000). We dispense with oral argument because the facts and legal contentions are adequately presented in the materials before the court and argument would not aid the decisional process.

DISMISSED